United States District Court

District of Massachusetts

v. ROMAN ZHIRNOV and ANDREY BUYNOVSKIY, Defendants	ORDER OF TEMPORARY DETENTION PENDING HEARING PURSUANT TO BAIL REFORM ACT Criminal Action No.: 02-30043-MAP
Upon motion of the Government	, it is ORDERED that a detention hearing
is set for January 30, 2004 at 2	2:00 p.m. before Honorable Kenneth P. Neiman.
United States Magistrate Judge in Courtr	room Three, United States District Court,
Springfield. Pending this hearing, the def	fendant shall be held in custody by (the United
States marshal) () and produced for hearing.
<u>January 28, 2004</u> Date	/s/ Kenneth P. Neiman KENNETH P. NEIMAN U.S. Magistrate Judge

^{*} If not held immediately upon defendant's first appearance, the hearing may be continued for up to three days upon motion of the Government, or up to five days upon motion of the defendant. 18 U.S.C. §3142(f)(2).

A hearing is required whenever the conditions set forth in 18 U.S.C. §3142(f) are present. Subsection (1) sets forth the grounds that may be asserted only by the attorney for the Government; subsection (2) states that a hearing is mandated upon the motion of the attorney for the Government or upon the judicial officer's own motion if there is a serious risk that the defendant (a) will flee or (b) will obstruct justice, or threaten, injure, or intimidate, or attempt to threaten, injure or intimidate a prospective witness or juror.